



Public Notice

**US Army Corps
of Engineers**

Memphis District

REFERENCE:
U.S. ARMY CORPS OF ENGINEERS
REPLY TO ATTN: Roger Allan
167 North Main Street, RM B202
Memphis, TN 38103-1894
Telephone: (901) 544-3682
Email: Roger.S.Allan@usace.army.mil
POSTMASTER PLEASE POST UNTIL:

PUBLIC NOTICE NO.
MVM-2006-499-RSA

Public Notice Date
November 21, 2007

Expiration Date
December 21, 2007

JOINT PUBLIC NOTICE: This public notice is issued jointly with the Missouri Department of Natural Resources. The Department of Natural Resources will use the comments to this notice in deciding whether to grant Section 401 water quality certification. Commenters are requested to furnish a copy of their comments to the Missouri Department of Natural Resources, Water Protection Program, P. O. Box 176, Jefferson City, MO 65102-0176.

AUTHORITY: This notice announces an after-the-fact application submitted for a Department of the Army Permit under Section 404 of the Clean Water Act, pursuant to 33 CFR 325, as published in the Federal Register dated November 13, 1986.

APPLICANT: Consolidated Drainage District No.1
Mississippi County, Missouri
1825 North Highway 105
Charleston, MO 63834
Attn: Glenn Ault, District President
Phone (573) 683-2223

LOCATION: The site is located within Wilkerson Ditch approximately 2 miles northeast of Bayouville in Mississippi County, MO, at latitude 36.6665°, longitude -89.3281°, in Section 4, Township 23N, Range 16E. The project area is shown on the enclosed location map (attachment 1), based on the Bayouville, MO, 7.5 minute quadrangle.

PURPOSE: The applicant's stated project purpose is to control sloughing of ditch banks upstream of the project area and to maintain a minimum of 2 feet of water in the channel for vegetation control.

DESCRIPTION OF WORK: The applicant filled approximately 0.1-acre of waters of the United States by placing concrete slabs, old concrete piers, and 90-lb riprap into Wilkerson Ditch to create a grade stabilization structure / weir. The water surface elevation downstream of the weir is approximately 280.00 NGVD, and the water surface elevation upstream of the weir is approximately 281.00 NGVD. Details of the weir are shown on the attached site drawing (attachment 2). Work on the structure was completed in September 2006.

The purpose of this public notice is to advise all interested parties of the activities for which a permit is sought and to solicit comments and information necessary to evaluate the probable impact on the public interest.

404(b)1 EVALUATION: The Corps of Engineers evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, EPA, under authority of Section 404(b) of the Clean Water Act.

THREATENED & ENDANGERED SPECIES: No endangered or threatened species, or their critical habitat, are known to exist in the project area. This application is being coordinated with the U.S. Fish and Wildlife Service. Any comments they may have regarding endangered or threatened wildlife or plants, or their critical habitat, will be considered in our evaluation of the described work.

CULTURAL RESOURCES: The Memphis District will evaluate information provided by the State Historic Preservation Officer, Federally-recognized Tribes, and the public in response to this public notice and we may conduct or require a survey of the project area.

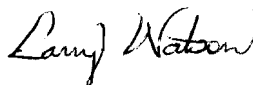
PUBLIC INTEREST REVIEW: The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impacts, of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the activity, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the activity will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Federally-listed Tribes; and other interested parties in order to consider and evaluate the impacts of the proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for the proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the overall public interest of the proposed activity.

Any person who has an interest, which may be affected by the deposition of this material, may request a public hearing. The request must be submitted in writing to the District Engineer within the comment period of this notice and must clearly set forth the interest, which may be affected, and the manner in which the interest may be affected by this activity. The District Engineer will determine if the issues raised are substantial and whether a hearing is needed for making a decision.

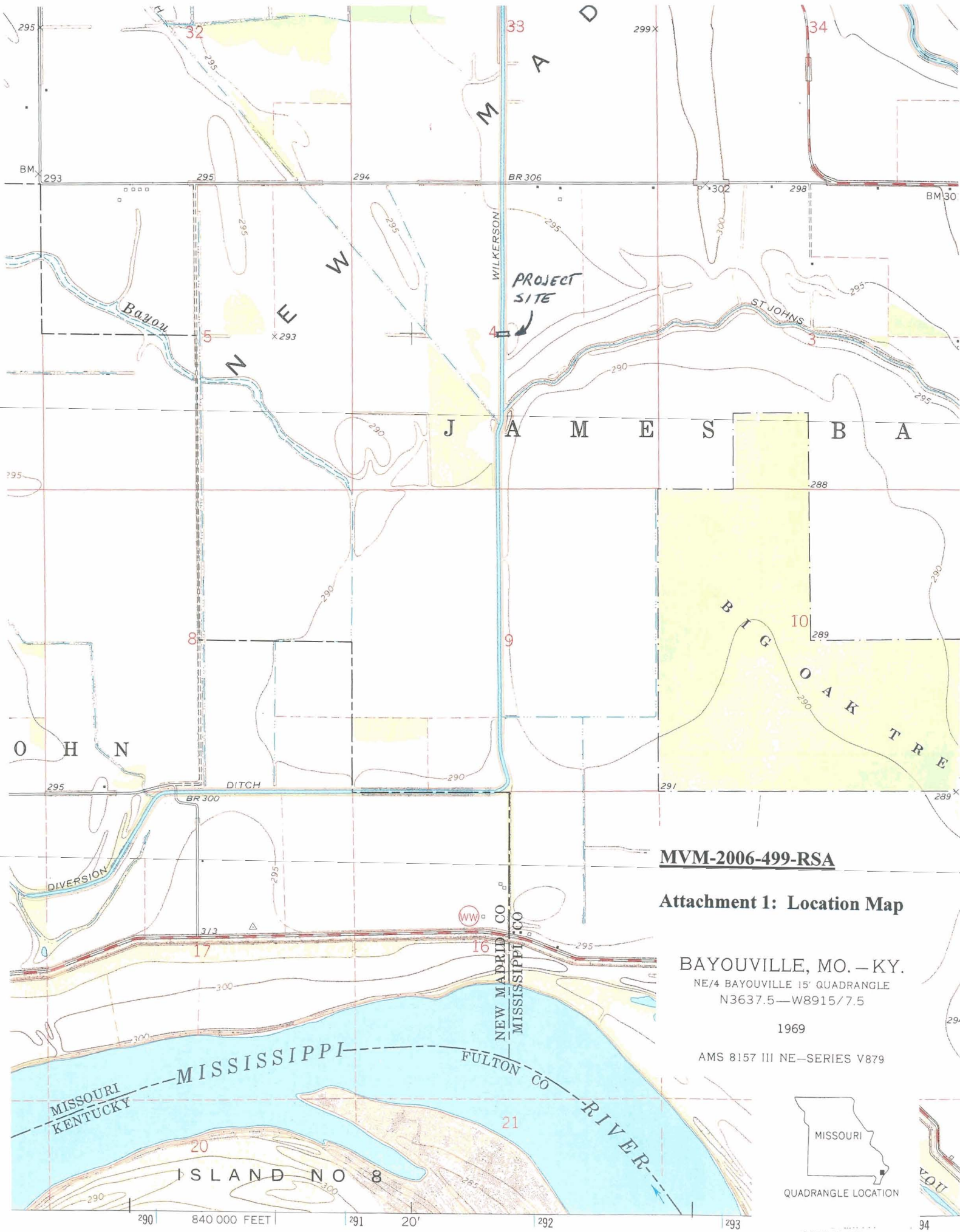
If you wish to obtain additional information or to submit comments on the application, please contact Roger Allan at the U.S. Army Corps of Engineers, 167 North Main Street, RM B202, Memphis, Tennessee 38103-1894, telephone 901/544-3682.

Comments should be forwarded to reach this office by December 21, 2007.



Larry Watson
Chief
Regulatory Branch

Enclosures



MVM-2006-499-RSA

Attachment 1: Location Map

BAYOUVILLE, MO.-KY.
NE/4 BAYOUVILLE 15' QUADRANGLE
N3637.5—W8915/7.5

1969

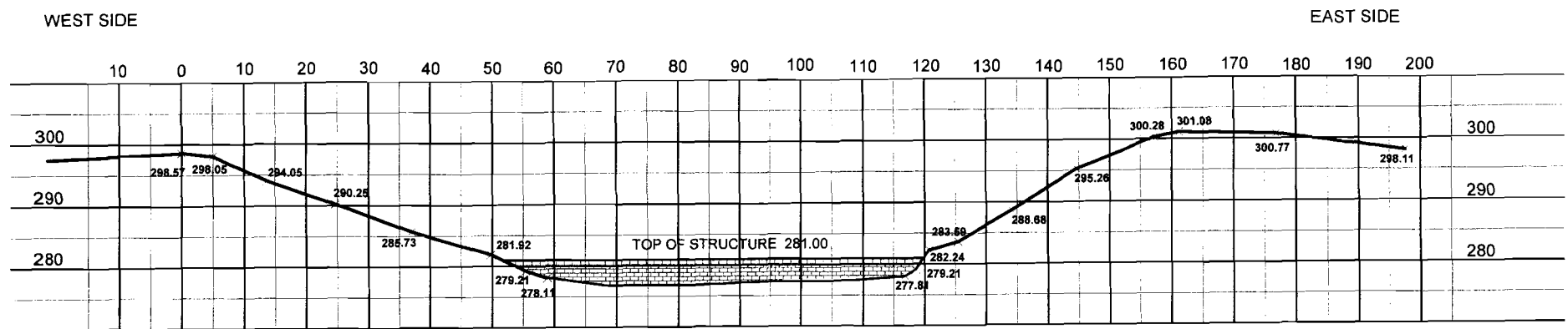
AMS 8157 III NE—SERIES V879



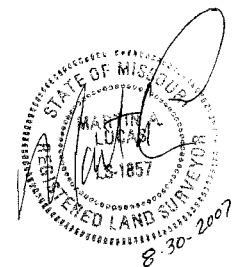
QUADRANGLE LOCATION

3157 III SE
SCALE 1:24 000

WILKERSON DITCH CROSS SECTION



TYPICAL SECTION AT
GRADE STABILIZATION STRUCTURE



MVM-2006-499-RSA

Attachment 2: Weir Details